IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO.468 OF 2000

Shri Sonerilal Shaligram Gautam ..Appellant.

V/s

Mrs. Vimlabai A. Bhide ..Respondent.

Mr. V.G. Mujumdar for the appellant.
Ms. B.D. Thakur for the respondent.

CORAM: V.M. KANADE, J.

DATE: 4th April, 2006

P.C.:

1. The learned Counsel appearing on behalf of the appellant seeks permission to withdraw this Appeal From Order since it has become infructuous in view of the abatement of the appeal filed by the respondent in the District Court, Pune.

2. The Appeal From Order is allowed to be withdrawn and disposed of as such. Needless to state that if the appeal which is filed by the respondent in the District Court is restored and the heirs are brought on record, liberty is granted to the appellant to prefer an Appeal from Order against the impugned order.

3. Since this Appeal From Order has been disposed of as withdrawn, the Civil Application bearing Stamp

No.44607 of 2003 in Appeal from Order No. 468 of 2000 does not survive and the same is disposed of accordingly.

V.M. KANADE, J.